

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In Re:)	Bankruptcy No. 18-20338-GLT
William Bonchak, Jr.)	Chapter 13
Debtor)	Doc No. __
William Bonchak, Jr.)	
Movant)	Response: 10/9/2018
vs)	Hearing: 11/7/2018 at 10:30 a.m.
Keith Reddix)	
Respondent)	

**DEBTOR'S MOTION TO VACATE A NON JURY VERDICT
SECURED IN VIOLATION OF THE BANKRUPTCY AUTOMATIC STAY
AND TO HOLD RESPONDENT IN CONTEMPT OF COURT**

The Debtor/Movant, William Bonahcak, Jr., herein, by and through his attorneys, Bryan P. Keenan & Associates, P.C. and Bryan P. Keenan, Esquire, request that the Non Jury Verdict entered in Violation of the be vacated and in support thereof, respectfully represent:

1. One January 31, 2018, the Debtor/Movant, William Bonchak, hereinafter referred to as "Movant" filed an emergency petition under Chapter 13 of the Bankruptcy Code an order for relief was entered which prevents the Respondent from:

- The commencement or continuation, including the issuance or employment of process, of a judicial, administrative, or other action or proceeding against Debtor(s) or a Co-debtor that was or could have been commenced before the commencement of this case;
- Any collections attempts including written or telephonic regarding any debts that arose prior to the commencement of this case;
- The enforcement, against the Debtor or a Co-Debtor against property of the Debtor, the Bankruptcy estate, or Co-Debtor in connection with any judgment secured prior to the commencement of this case;
- Any attempt to create, perfect, or enforce any lien against property of the Debtor, the Bankruptcy estate and Co-debtor in connection with any lien which secures a claim that arose prior to the commencement of this case.

2. The Respondent, Keith Reddix, was listed as a creditor at the time this case was filed.
3. On May 2, 2018 the Respondent filed a complaint in violation of the Bankruptcy Automatic Stay in the court of Common Pleas of Allegheny County at AR-18-001482.
4. On May 29, 2018 the Movant was served a copy of the Complaint.
5. On June 6, 2018 Debtor's Counsel filed a Suggestion of Bankruptcy with the court of Common Pleas at docket number AR-18-001482. A true and correct copy of the Suggestion of Bankruptcy is annexed hereto as Exhibit "A."
6. On September 5, 2018 a Non-Jury Verdict was entered in violation of the Bankruptcy Automatic Stay. A true and correct copy of the Motion is annexed hereto as Exhibit "B".
7. A true and correct copy of the Court docket filed at AR-18-001482 is annexed hereto as Exhibit "C".

WHEREFORE, the Movant prays that this Court will enter and Order:

- a. To vacate the September 5, 2018 Non-Jury Verdict entered in the Court of Commonpleas of Allegheny county at docket number AR-18-001482 and the underling complaint.
- b. To Hold Respondent guilty of civil contempt by violating the automatic stay granted herein on January 31, 2018, for its actions on May 2, 2018 and September 5, 2018;
- c. To Award Movant compensatory and punitive damages, plus a attorney's fees costs in the amount of \$750.00 pursuant to 11 U.S.C. § 362(h) and for contempt of Court.

Date: **September 19, 2018**

/s/ Bryan P. Keenan

Bryan P. Keenan, Esquire

Attorney for the Debtor

PA I.D. No. 89053

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